

AARON D. FORD
Attorney General
ANDREW C. NELSON, Bar No. 15971
Deputy Attorney General
State of Nevada
100 N. Carson Street
Carson City, NV 89701-4717
Tel: (775) 684-1227
E-mail: acnelson@ag.nv.gov

Attorneys for Defendants
James Dzurenda, Joseph Ferro,
Micaela Garofalo, Guillermo Hernandez,
William Hutchings, Monique Hubbard-Pickett,
Marc LaFluer, Leo Martinez,
Kimberley McCoy, Jennifer Nash,
Francis Oakman, and Brian Williams

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

LAUSTEVEION JOHNSON,

Plaintiff,

v.

GAROFALO, *et al.*,

Defendants.

Case No. 3:21-cv-00239-MMD-CLB

**ORDER GRANTING
STIPULATION AND ORDER TO
EXTEND DISPOSITIVE MOTION
DEADLINE (FIRST REQUEST)**

Plaintiff, Lausteveion Johnson, *pro se*, and Defendants James Dzurenda, Joseph Ferro, Micaela Garofalo, Guillermo Hernandez, William Hutchings, Monique Hubbard-Pickett, Marc LaFluer, Leo Martinez, Kimberley McCoy, Jennifer Nash, Francis Oakman and Brian Williams, by and through counsel, Aaron D. Ford, Nevada Attorney General, and Andrew C. Nelson, Deputy Attorney General, of the State of Nevada, Office of the Attorney General, hereby submit this Stipulation to Extend the current deadline to file dispositive motions in this matter (first request). The Court, in ECF No. 26, ordered Dispositive Motions be filed by February 8, 2023. (ECF No. 26 at 5:27-28; 6:1).

I. DISCOVERY COMPLETED BY THE PARTIES

The parties have served their initial disclosures and have propounded and responded to one another's written discovery. There are no expert disclosures.

1 **II. DISCOVERY TO BE COMPLETED**

2 Pursuant to this Court's Scheduling Order, ECF No. 26, discovery was to be
3 completed by January 9, 2023. (ECF No. 26 at 6:12). Additionally, any discovery motions
4 were to be filed by January 24, 2023. (*Id.* at 6:20-21). However, Plaintiff recently filed a
5 Motion to Compel, ECF No. 51, on February 2, 2023. As such, there is a pending Motion to
6 Compel in this matter.

7 **III. REASONS WHY DEADLINES WERE NOT MET**

8 The parties submit that this extension is sought following the recent Evidentiary
9 Hearing, held on January 27, 2023. (ECF No 49). This Court issued a Report &
10 Recommendations of U.S. Magistrate Judge, ECF No. 50, in which the parties may file
11 specific written objections within fourteen days of receipt. (ECF No. 50 at 10:8-10).
12 Additionally, as this Court stated, this is not an appealable order, and any notice of appeal
13 should not be entered until the entry of the District Court's judgment (*Id.* at 10:13-15). The
14 parties met and conferred and agreed that an extension of thirty (30) days would be
15 sufficient for either party to file specific written objections to the Report &
16 Recommendations as well as sufficient time to obtain the District Court's judgment prior
17 to submitting the parties' dispositive motions.

18 **IV. GOOD CAUSE EXISTS TO GRANT THE REQUEST EXTENSION**

19 The parties agree that good cause exists given the recent submission of this Court's
20 Report & Recommendations determining an underlying issue within this matter. The
21 extension would allow the parties sufficient time to either object and/or utilize the District
22 Court judgment in relation to the issues decided within the Report & Recommendation.
23 Therefore, the parties submit that good cause does exist for this extension to file dispositive
24 motions in this matter.

25 ///

26 ///

27 ///

28 ///


V. **CURRENT AND PROPOSED SCHEDULE**

The only remaining deadline set for consideration in this stipulation is an enlargement of the dispositive motion deadline from **February 8, 2023 until March 9, 2023.**

DATED this 6 day of February, 2023.

DATED this 6th day of February, 2023.

AARON D. FORD
Attorney General

By: 
LAUSTEVEION JOHNSON
Plaintiff, in *pro se*

By: /s/Andrew C. Nelson
ANDREW C. NELSON, Bar No. 15971
Deputy Attorney General
State of Nevada
100 N. Carson St.
Carson City, NV 89701

Attorneys for Defendants

ORDER

SO ORDERED. Dispositive motions are due **March 9, 2023**

Dated this 6th day of February, 2023.


UNITED STATES MAGISTRATE JUDGE